

COMPLEX ISSUES IN JUVENILE COURT PRACTICE VIII

Creighton University School of Law CLE

Harper Center Ballroom

Thursday, November 5, 2015

Now in its 8th year, this seminar addresses the more challenging aspects of juvenile court proceedings, offering a variety of presentations designed to help attorneys improve their practice in juvenile court. Special features this year include presentations by a clinical psychologist regarding the impact of adult PTSD on veterans and their children; a presentation by a psychologist and a psychiatrist on how to obtain mental health evaluations that are useful in juvenile court cases; and an overview of new guidelines and statutory changes impacting both the Indian Child Welfare Act, as well as guardian ad litem representation in juvenile cases.

For an additional fee, each registrant can choose to receive a copy of *Juvenile Court Law and Practice* (Thomson-Reuters Pub., 10th Ed., 2015-2016) by Christine P. Costantakos (list price \$231.00). A box lunch is also included with your registration.

The seminar will be held in the Harper Center Ballroom on the Creighton University campus located at 602 North 20th Street in Omaha. Parking is available on the top deck of the law school parking structure (21st and Cass Sts.), the Lied Education Center for the Arts Visitors Lot at 23rd and Cass streets, and the surface lot immediately south of the Harper Center. This lot can be accessed via 20th Street.

AGENDA:

8:15 a.m. - 8:40 a.m.

REGISTRATION

Coffee, water and sweet rolls provided

8:40 a.m. - 8:45 a.m.

Welcome

Paul McGreal, Dean of Creighton University School of Law

8:45 a.m. - 9:45 a.m.

Indian Child Welfare Act: The Revised B.I.A. Guidelines and Nebraska Statutory Changes

Patrick Runge, Chief Judge of Winnebago Tribal Court and Ponca Tribal Court

9:45 a.m. - 10:45 a.m.

The Impact of Adult Post-traumatic Stress Disorder on Veterans and Their Children

Pamela Hannappel, Ph.D. Norfolk, Veterans Administration Clinic

10:45 a.m. - 11:00 a.m.

BREAK

11:00 a.m. - 12:00 p.m.

"Country Mice v. City Mice" Contrasts & Challenges in Juvenile Court Practice in County Courts

Bill Erickson, Attorney, Broken Bow, NE and Hon. Tami Schendt, County Judge, 8th Judicial District

12:00 p.m. - 12:45 p.m.	LUNCH – box lunches provided
12:45 p.m. - 1:30 p.m.	New Guardian ad Litem Court Rules and Law <i>Chris Costantakos, Attorney</i>
1:30 p.m. - 2:00 p.m.	Juvenile Case Law & Statutory Update <i>B. Gail Steen, Attorney</i>
2:00 p.m. - 3:00 p.m.	Obtaining Relevant Mental Health Evaluations in Juvenile Court Proceedings <i>James Madison, Ph.D., Dept. of Psychiatry, Creighton University School of Medicine and Jamie Snyder, M.D., Assoc. Professor and Training Director Creighton University Psychiatry Training Program</i>
3:00 p.m. - 3:15 p.m.	BREAK
3:15 p.m. - 4:15 p.m.	Ethical Situations in Juvenile Court Practice <i>Chris Costantakos, Attorney</i>
4:15 p.m. - 5:00 p.m.	When Negotiation Fails: Getting Results through Contempt Proceedings; Mandamus Actions; and Restraining orders <i>Jeffrey Wagner, J.D.</i>

Nebraska and Iowa have approved this seminar for 7 hours of CLE credit including 1 hour of Professional Responsibility/Ethics credit. Credit may also be requested from the Administrative Office of the Nebraska Supreme Court to meet the 3-hour annual Guardian ad Litem Training Requirement.

Faculty

Chris Costantakos, a Creighton University School of Law graduate, has practiced extensively in the area of juvenile court law for over 30 years. She is the author of ***Juvenile Court Law and Practice***, a Nebraska practice manual published by Thomson-Reuters, now in its 10th edition. She is a member of the Nebraska Supreme Court Commission on Children in the Courts and current Chairman of its Guardian ad Litem Subcommittee. She also chaired the committee that revised the Rules of Practice for the Separate Juvenile Court in Douglas County. In 2013, she received the “Shining Light Award” from the Nebraska State Bar Foundation for her juvenile law book.

William "Bill" Erickson, a 1984 graduate of the University of Nebraska College of Law, has extensive experience in the practice of law. He has been affiliated with the Erickson Law Office, in Broken Bow, NE, from 1990 to the present, and also served as an Deputy County Attorney/Associate with the Keith County Attorney's Office/Gilg Law Office, P.C., Ogallala, NE, from late 1988 to 1990. He is a past board member of Western Nebraska Legal Services; and past member and chairman of the NSBA Volunteer Lawyers Project Committee. He is was also a member of the Abstracters Board of Examiners, serving as its Chairman from 1998-1999. In 2008, he was awarded the CFI/NSBA Visionary Award. Bill has authored several articles including *Computer Abuse Insurance: An Analysis of the Risk and a Comparison of Current Policies*, 36 Federation of Insurance & Corporate Counsel Quarterly 65 (Fall 1985); *Reasonable*

Doubts About Reasonable Doubt, Habeas Corpus, September 1991; *A Comment on State v. Morley*, Habeas Corpus, January 1992; *Raising the Dead: Breathing Life Back into Preliminary Hearings*, Habeas Corpus, May 1992; *With Justice For All*, Casenote, Habeas Corpus, May 2005.

Pamela Hannappel, Ph.D., a clinical psychologist at the Norfolk VA Community Based outpatient clinic, has provided mental health services to veterans for the past 6 years. Previously, she worked at the Norfolk Veteran's Home for 12 years as a clinical psychologist. She was involved in research on the treatment of post-traumatic stress disorder---"PTSD"---for trauma survivors while pursuing her Ph.D. at the University of Missouri, St. Louis. She obtained her Ph.D. in 1996 after the completion of her dissertation on PTSD as well. Licensed as a clinical psychologist in NE since 1997, she has worked in private practice since 2006. From 1992 to 1994 she taught a course for undergraduates at the University of Missouri-St. Louis on PTSD entitled "the Psychology of Victims." She has taught courses and given numerous community presentations on rural mental health issues, care-giver issues, dementia, geriatric assessment, death and dying, transitional stress, veteran's issues, and PTSD. She has been a member of the American Psychological Association and the Nebraska Psychological Association since 1996.

James Madison, Ph.D. is an Associate Professor and the Director of Psychology in the Department of Psychiatry of Creighton University School of Medicine. He received his Ph.D. in clinical psychology from Emory University and has published in the areas of psychological assessment, alcoholism, and eating disorders. Dr. Madison is a member of the board and past president of the Nebraska Psychological Association and a member of the Society of Clinical Psychology and the Society for Sport Exercise and Performance Psychology.

Hon. Patrick Runge, a graduate *cum laude* of Creighton University School of Law, is an attorney engaged in the practice of law since 1995, in Omaha. His practice has focused on family law, criminal defense, juvenile law, estate planning, and Native American law. He also has worked in Indian Country since 1995, as a public defender for the Winnebago Tribe and the Omaha Tribe. He has served as a judge for the Winnebago Tribal Court since 2003, and as its chief judge since 2010, and has served as the chief judge of the Ponca Tribal Court since 2014. Patrick has been an adjunct professor at the Creighton University School of Law, teaching Native American Law since 2012. He is a member of the Nebraska Supreme Court Commission on Children in the Courts, and has served on numerous of its subcommittees, and is the chair of the Tribal-State Collaboration subcommittee. Outside of his law practice, Patrick is a sportswriter covering Nebraska football for *Bleacher Report*.

The Honorable Tami Schendt received her law degree from University of Nebraska at Omaha in 1993. She served as Deputy County Attorney for Custer County from 1993-1995, and as its County Attorney from 1995-2012. In 2006, she served as the president of the Nebraska County Attorneys Association. She is a past board member of the Nebraska Association of County Officials (NACO), and twice a recipient of NACO's President's award. She has also served as a past board member of the Family Advocacy Network (FAN); Cedars/Healing Hearts; and Everyday Hero/Family Child Advocacy Centers. In 2012, she was appointed as County Judge of the 8th Judicial Circuit where she continues to serve on the bench.

Jamie Snyder, M.D., graduated from medical school at Loma Linda University in Southern California, completing her first three years of residency in psychiatry there and later transferring to LA County/USC for Child & Adolescent Psychiatry training. She served active duty in the Air Force in Dayton, Ohio, for 4 years while also teaching at Wright State University. Now a Nebraska resident, she has been employed by Creighton University for 13 years in various capacities and is currently the Training Director for the Child and Adolescent Psychiatry training program/fellowship.

B. Gail Steen graduated from UNL College of Law in 1992, and has been causing problems since. Her reign of annoying began at Legal Aid in the Norfolk office, later transferring to Omaha in 1995, where she annoyed even more people. In 2000, she joined the Nebraska Dept. of Health and Human Services Legal Department, Protection and Safety Division, to begin annoying the whole state. In 2008, Ms. Steen entered private practice to better annoy HHS. She serves on the Board of Community Action of Lancaster and Saunders County; the Governor's Commission for the Protection of Children; and is the past president and current member of the Board of Trustees of the Lincoln Bar Association. She likes to garden, ~~drink~~ think deeply about the law, and travel. Because she brings candy, we let her present at this seminar.

Jeffrey A. Wagner, a 1993 graduate of Creighton University School of Law, is a law partner in the firm of Schirber & Wagner, L.L.C. He has practiced extensively in the area of juvenile court law for 22 years, serving as a guardian ad litem for children, and providing legal representation for parents, juveniles, interveners, and Indian tribes. He has been involved with precedent-setting cases such as *In re Interest of Borius H.* (evidence required at detention hearings) and *In re Interest of Danielle D.* (parent's right of confrontation in juvenile proceedings). In addition to his work in the juvenile courts, Jeff has an extensive family law and criminal law practice.